# MEMORANDUM

# DEPARTMENT OF PUBLIC WORKS County of Placer

TO:

BOARD OF SUPERVISORS

DATE: September 11, 2012

FROM:

KEN GREHM / PETER KRAATZ

SUBJECT:

ABANDONMENT OF A PORTION OF A PUBLIC UTILITY EASEMENT.

**EQUESTRIAN EASEMENT AND AN OFFER OF DEDICATION FOR A HIKING** 

EASEMENT, WALDEN WOODS UNIT NO. 1, GRANITE BAY

#### ACTION REQUESTED / RECOMMENDATION

1. Adopt a Resolution to abandon a portion of a Public Utility Easement, Equestrian Easement and an Offer of Dedication for a Hiking Easement on Lot 17, Walden Woods Unit No. 1, Granite Bay. There is no net county cost.

### BACKGROUND / SUMMARY

Stevan and Catherine Butcher, the owners of Lot 17 in the Walden Woods Unit No. 1 subdivision (8150 Parus Way) have requested the County abandon portions of a Public Utility Easement (PUE), Equestrian Easement, and an Irrevocable Offer of Dedication (IOD) for a Hiking Easement on their lot. The easements were dedicated to the County on the map of Walden Woods Unit No. 1, filed for record in 1975 in Book K of Maps at Page 45. The PUE and Equestrian Easement were accepted for public use; the Hiking Easement was not. The applicants propose to construct a covered patio, in-ground pool and a pool pavilion on their property, which would encroach into the easements. The existing utilities have been relocated to the portion of the PUE to remain.

All processing fees have been paid, the proposed easement abandonment has been distributed for comment and no objections have been received. The proposed abandonment qualifies for Summary Vacation, and therefore, does not require posting or scheduling of a separate public hearing.

#### **ENVIRONMENTAL CLEARANCE**

This action is categorically exempt from the provisions of CEQA Section 15061(b)(3), no potential to cause significant environmental impact.

### FISCAL IMPACT

Fair market value for the portions of the easements proposed for abandonment, \$3,444, would be deposited in DPW's trust account for future right-of-way purchases.

Attachments: Resolution

**Location Map** Legal Description

Exhibit Map

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# Before the Board of Supervisors County of Placer, State of California

In the matter of:	Resol. No:
A RESOLUTION ABANDONING A PORTION	
PUBLIC UTILITY EASEMENT, EQUE EASEMENT AND AN OFFER OF DEDICATION	
HIKING EASEMENT ON LOT 17, WALDEN V	
UNIT NO. 1 – GRANITE BAY.	First Reading:
The following RESOLUTION was duly page 1	assed by the Board of Supervisors
of the County of Placer at a regular meeting he	ald
or the country of Flacor at a regular meeting he	
by the following vote on roll call:	
Ayes:	
Noes:	
Absent:	
Signed and approved by me after its passage.	
Attest: Ch	nairwoman, Board of Supervisors
Clerk of said Board	•

WHEREAS, a Public Utility Easement and an Equestrian Easement were dedicated to and accepted by Placer County on the map of Walden Woods Unit No. 1, filed for record in Book K of Maps at Page 45; and

WHEREAS, an Offer of Dedication for a Hiking Easement was dedicated on that same map of Walden Woods Unit No. 1, but not accepted by Placer County; and

WHEREAS, it has been determined that the portions of the Public Utility Easement, Equestrian Easement and Offer of Dedication for a Hiking Easement on Lot 17, as described on Exhibit "A" and as shown on Exhibit "B", are no longer necessary for present or prospective public use; and

WHEREAS, summary vacation of the easements is permissible pursuant to Chapter 4 of Part 3, Division 9 of the Streets and Highways Code, commencing with Section 8330.

Resolution No	
A Resolution Abandoning a Portion of a Publ	ic Utility Easement, Equestrian Easement
and Offer of Dedication for a Hiking Easemer Granite Bay.	

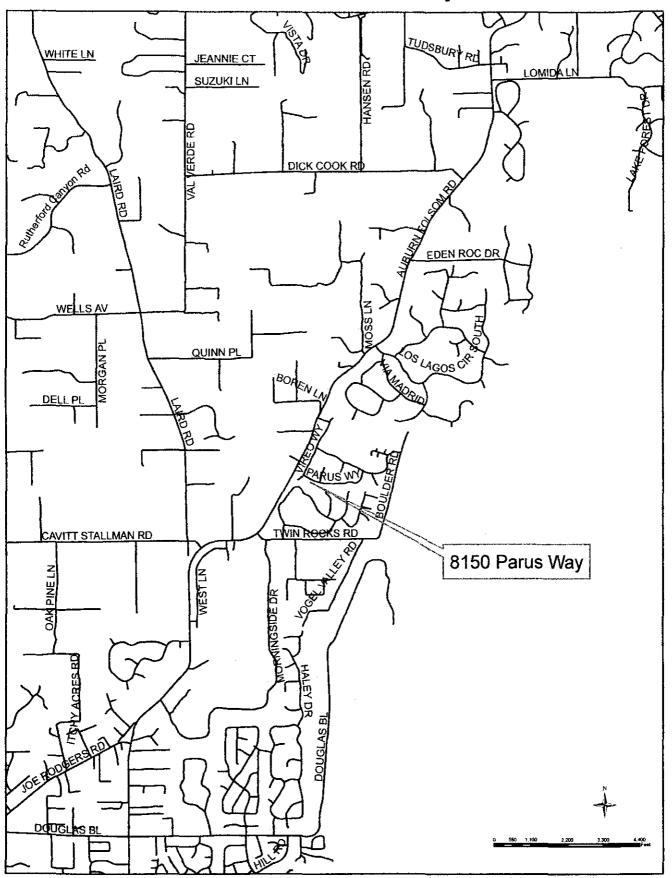
# Page 2

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Placer County that from and after the date this Resolution is recorded, the portion of the Public Utility Easement, Equestrian Easement and Offer of Dedication for a Hiking Easement on Lot 17, Walden Woods Unit No. 1, as described and shown on the attached exhibits, shall be vacated and abandoned, and shall thereafter not constitute easements for their intended purpose; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Placer County that the above described easements, as described and shown on the attached exhibits, are not useful as a nonmotorized transportation facility.

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# **Location Map**



# EXHIBIT "A" LEGAL DESCRIPTION PARCELS TO BE EXCLUDED FROM EASEMENT

All that real property situate in Township 11 north, Range 7 east, M.D.M. located in the County of Placer, State of California, being a portion of Lot 17 of Walden Woods No. 1 recorded in the Office of the Recorder of Placer County on June 9, 1975 in book K of maps at page 45 of Official Records of Placer County, more particularly described as follows:

## PARCEL 1:

Commencing at the southwest corner of said Lot 7; thence North 73°39'11" East 13.49 feet to the **Point of Beginning.** Thence, from said point of beginning the following four courses: 1) North 25°48'23" East 22.00 feet; 2) South 64°11'37" East 20.00'; 3) South 25°48'23" West 22.00 feet and 4) North 64°11'37" West 20.00 feet to the point of beginning.

Containing 440 square feet.

#### PARCEL 2:

Commencing at the southeast corner of said Lot 7; thence North 46°23'39" West 57.22 feet to the **Point of Beginning**; thence, from said point of beginning the following ten courses: 1) North 63°29'19" West 23.00 feet; 2) North 04°30'41" East 15.00 feet; 3) North 34°30'41" East 10.00 feet; 4) North 74°30'41" East 6.00 feet; 5) South 65°29'19" East 10.00 feet; 6) South 15°29'19" East 7.00 feet; 7) South 67°02'58" East 6.82 feet; 8) South 19°58'13" East 10.00 feet; 9) South 23°43'45" West 8.00 feet; and 10) South 63°15'20" West 10.63 feet to the point of beginning. Containing 782 square feet.

## PARCEL 3:

Commencing at the southeast corner of said Lot 7; thence North 06°51'47" East 30.80 feet to the **Point of Beginning**; thence from said point of beginning the following five courses: 1) South 79°41'23" West 18.00 feet; 2) South 10°18'37" East 20.00 feet 3) North 79°41'23" East 13.64 feet; 4) South 58°30'00" East 5.85 feet; and 5) South 10°18'37" East 16.10 feet to the point of beginning; Containing 351 square feet;

END OF DESCRIPTION

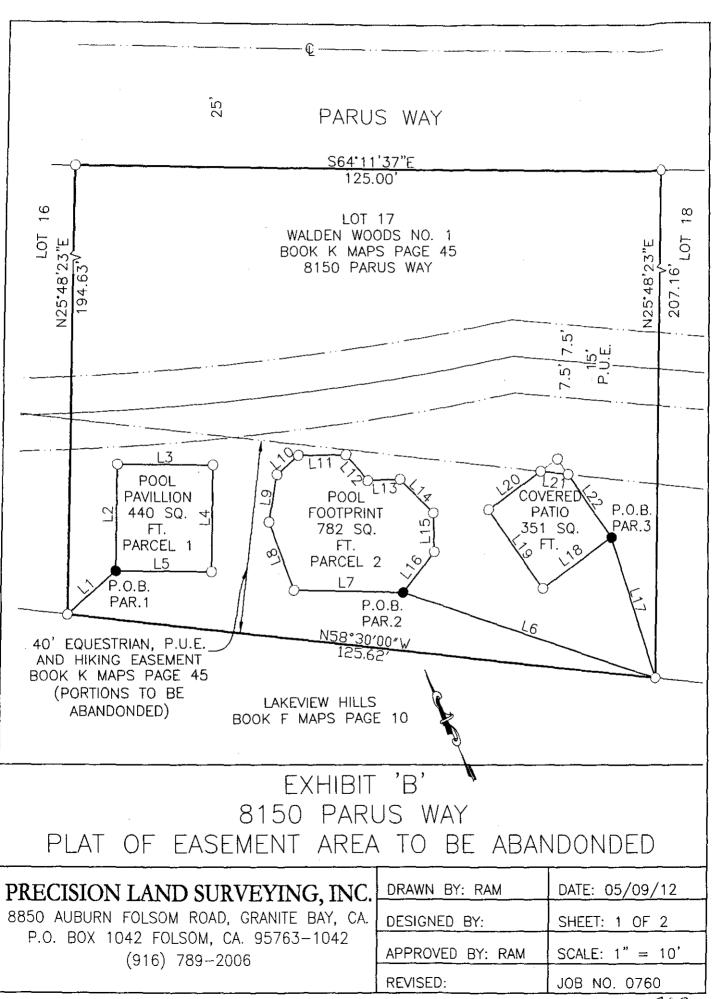
See Exhibit "B", plat to accompany description attached hereto and made a part hereof.

This legal description was prepared by me or under my direct supervision pursuant to section 8729(2) of the Professional Land Surveyors Act.

RICHARD A. MARINO, P.L.S. 6376

05/09/12 DATE

No. LS6376



70Z

LINE TABLE		
LINE	BEARING	DISTANCE
<u>L</u> 1	N73°39'11"E	13.49
L2	S25°48'23"W	22.00'
L3	N64°11'37"W	20.00'
L4	N25°48'23"E	22.00'
L5	S64°11'37"E	20.00'
L6	S46°23'39"E	57.22'
L7	N63°29'19"W	23.00'
L8	N04°30'41"E	15.00'
L9	N34°30'41"E	10.00'
L10	N74°30'41"E	6.00'
L11	S65°29'19"E	10.00
L12	S15°29'19"E	7.00'
L13	S67°02'58"E	6.82
L14	S19°58'13"E	10.00
L15	S23°43'45"W	8.00'
L16	S63°15'20"W	10.63
L17	N06°51'47"E	30.80'
L18	N79°41'23"E	18.00'
L19	S10°18'37"E	20.00'
L20	N79°41'23"E	13.64
L21	N58°30'00"W	5.85
L22	S10°18'37"E	16.10

# 8150 PARUS WAY LINE TABLE

PRECISION LAND SURVEYING, INC. 8850 AUBURN FOLSOM ROAD, GRANITE BAY, CA. P.O. BOX 1042 FOLSOM, CA. 95763-1042 (916) 789-2006

DRAWN BY: RAM	DATE: 05/09/12
DESIGNED BY:	SHEET: 2 OF 2
APPROVED BY: RAM	SCALE: NONE
REVISED:	JOB NO. 0760

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